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OFFICE OF PETITIONS

In re Application of :
Thompson et al. :
Application No.: 10/710368 : **ON PETITION**
Filing or 371(c) Date: 07/05/2004 :
Attorney Docket Number: :
53797.23 :

This is a decision on the Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b), filed April 24, 2007.

This Petition is hereby **granted**.


Background

The above-identified application became abandoned for failure to timely reply to the non-final Office action, mailed May 16, 2006. The Office action set a three (3) period for reply. Extensions of time under 37 CFR 1.136(a) were available. No reply having been received, the application became abandoned on August 7, 2006. A Notice of Abandonment was mailed February 7, 2007.

Applicant files the present petition and includes an Amendment in response to the Office action. The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an Amendment is filed with the present petition; (2) the petition fee; and (3) the required statement of unintentional delay. Accordingly, the reply is accepted as having been unintentionally delayed.

This application is being referred to Technology Center Art Unit 2831 for processing of the Amendment filed with the petition in due course.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3232.


Derek L. Woods
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Office of Petitions